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PATENT

Attorney Docket No. 023070-067210

1/28/98  
TOWNSEND and TOWNSEND and CREW LLP

By [Signature]

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: )

JOFUKU, et al. )

Examiner: Unassigned

Serial No.: 08/879,827 )

Art Unit: 1803

Filed: June 20, 1997 )

RESPONSE TO NOTICE TO FILE  
MISSING PARTS OF APPLICATION

For: METHODS FOR IMPROVING SEEDS )

Attn: Box Missing Parts  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

This is in response to the Notice to File Missing Parts of Application - Filing Date Granted dated October 28, 1997. A petition for a one-month extension of time with fee authorization accompanies this Response. With the extension of time a response is due January 28, 1998.

Enclosed to be made of record in the above-referenced application are an executed Declaration, a copy of Form PTO-1533 mailed October 28, 1997 and a copy of Form OIPE-RAM-01.

Further enclosed is a copy of Form PTO-1533, mailed October 27, 1997, which was superseded by the aforementioned Notice, mailed October 28, 1997. Applicants believe that this response to the Notice of October 28, 1997 is response in full.


The Commissioner is hereby authorized to charge the basic statutory filing fee of \$790.00, the additional claims fees of \$610.00 and the surcharge of \$130.00, a total of \$1,530.00, to Deposit Account No. 20-1430. The Commissioner is hereby authorized to

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PATENT

charge any additional fees remaining or credit any overpayment in this application to the  
aforementioned deposit account. This authorization is submitted in triplicate.

Respectfully submitted,

  
Kevin L. Bastian  
Reg. No. 34,774

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UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	06/252/1027	FILING RECEIPT DATE	06/27/97	FIRST NAMED APPLICANT	TOWNSEND AND CREW LLP	ATTORNEY DOCKET NO./TITLE	1803
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0252/1027  
TOWNSEND AND TOWNSEND AND CREW LLP  
TWO EMBARCADERO CENTER, 8TH FLOOR  
SAN FRANCISCO CA 94111-3834

NOT ASSIGNED

1803

DATE MAILED:

10/27/97

### NOTICE TO FILE MISSING PARTS OF APPLICATION Filing Date Granted

An Application Number and Filing Date have been assigned to this application. However, the items indicated below are missing. The required items and fees identified below must be timely submitted **ALONG WITH THE PAYMENT OF A SURCHARGE** for items 1 and 3-6 only of \$ 130.00 for a ☒ large entity ☐ small entity in compliance with 37 CFR 1.27. The surcharge is set forth in 37 CFR 1.16(e). Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay any fees required above to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☒ large entity ☐ small entity (verified statement filed), is \$ 1,516.00.

☒ 1. The statutory basic filing fee is:

- ☒ missing.
- ☐ insufficient.

Applicant must submit \$ 770.00 to complete the basic filing fee and/or file a verified small entity statement claiming such status (37 CFR 1.27).

☒ 2. Additional claim fees of \$ 616.00 including any multiple dependent claim fees, are required.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☒ is missing.
- ☐ does not cover the newly submitted items.
- ☐ does not identify the application to which it applies.
- ☐ does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are:

- ☐ missing.
- ☒ by a person other than inventor or person qualified under 37 CFR 1.42, 1.43, or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$ processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☒ 8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

☐ 9. OTHER:

Direct the response and any questions about this notice to: "Attention: Box Missing Parts."

**A copy of this notice MUST be returned with the response.**

*D. Webb*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

RECEIVED

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130.00 CH  
790.00 CH  
528.00 CH  
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